

NY 1156427v1 PTO 25 APR 2006

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			
RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371		Docket Number: 2885/98	
		International Application No.: PCT/EP03/06547	
Application Number 10/561,135	International Filing Date June 17, 2004	Examiner To be assigned	Art Unit To be assigned
Invention Title DATA PROCESSING DEVICE AND METHOD		Inventor(s) MARTIN VORBACH	

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

S I R:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed March 22, 2006, Applicant submits herewith (1) a fully executed Declaration (3 pages), in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. Applicant also encloses a copy of the Notification as required.

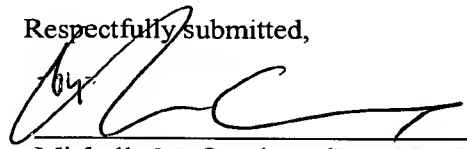
☒ The U.S. Patent and Trademark Office is authorized to charge the \$65.00 (small entity) fee to cover the surcharge for late filing of the Declaration to the Kenyon & Kenyon LLP Deposit Account No. 11-0600.

☒ Applicant also encloses an executed Power of Attorney by Assignee of Entire Interest (1 page) with this paper, and requests that this Power of Attorney be made of record in the above-identified application.

The Commissioner is hereby also authorized to charge any additional fees, or credit overpayments, associated with this paper to Deposit Account 11-0600.

A copy of this form is enclosed for accounting purposes.

Respectfully submitted,

By: 

Michelle M. Carniaux (Reg. No. 36,098)
KENYON & KENYON LLP
One Broadway
New York, N.Y. 10004
(212) 425-7200 (telephone)
(212) 425-5288 (facsimile)
CUSTOMER NO. 26646

Dated: April 25 2006

05/01/2006 HKAYPAGH 00000150 110600 10561135
01 FC:2617 65.00 DA



UNITED STATES PATENT AND TRADEMARK OFFICE

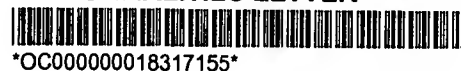
UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/561,135	Martin Vorbach	2885/98

INTERNATIONAL APPLICATION NO.	
PCT/EP04/06547	
LA. FILING DATE	PRIORITY DATE
06/17/2004	06/17/2003

26646
 KENYON & KENYON LLP
 ONE BROADWAY
 NEW YORK, NY 10004

CONFIRMATION NO. 9404
 371 FORMALITIES LETTER



OC000000018317155

Date Mailed: 03/22/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/15/2005
- Copy of the International Search Report filed on 12/15/2005
- Information Disclosure Statements filed on 12/15/2005
- Oath or Declaration filed on 12/15/2005
- Small Entity Statement filed on 12/15/2005
- U.S. Basic National Fees filed on 12/15/2005
- Priority Documents filed on 12/15/2005
- Specification filed on 12/15/2005
- Claims filed on 12/15/2005
- Abstracts filed on 12/15/2005
- Drawings filed on 12/15/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27,

must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/561,135	PCT/EP04/06547	2885/98